

2005 DRAFTING REQUEST

Bill

Received: **11/24/2004**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Council - LRC**

By/Representing: **Nick Zavos**

This file may be shown to any legislator: **NO**

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Correction in invasive species terminology

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/P1	mglass	wjackson	jfrantze	_____	sbasford		
	12/01/2004	12/04/2004	12/06/2004	_____	12/06/2004		
	mglass	wjackson		_____			
	01/31/2006	02/01/2006		_____			
/1			rschluet	_____	lnorthro	lnorthro	
			02/02/2006	_____	02/02/2006	02/02/2006	

FE Sent For:

<END>

→ Not Needed

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FE Sent For:

1/13/05
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/?	mglass	/plwLj 12/4	<i>Jb</i>	<i>Self</i> 12/6			

FE Sent For:

<END>

CORRESPONDENCE/MEMORANDUM

State of Wisconsin

DATE: November 3, 2004

FILE REF: 8300

TO: Terry C. Anderson – Director, Legislative Council

FROM: Peter D. Flaherty – LS/5 *PDF*

SUBJECT: Remedial Legislation Proposal – Invasive Species

22.23
Section ~~29.23~~ 23, Stats., deals with invasive species. Section 23.22(1)(c), Stats., defines “invasive species” to mean “nonindigenous species whose introduction causes or is likely to cause economic or environmental harm or harm to human health”. (Underline added.)

Subsection (3)(a) of the statute sets out duties of the Invasive Species Council, but in the last sentence inexplicably refers to “native” species. The incongruous reference to “native” species is a potential source of uncertainty and confusion for Council members and Department staff who provide administrative support for the Council.

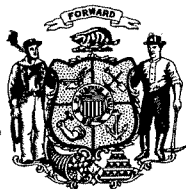
We believe that “non” was inadvertently omitted from the statute, and that the term “non-native” was intended to be used here. (The terms “nonindigenous” or “invasive” are essentially synonymous with “non-native” and could also be used here to correct this problem.)

We propose the following remedial amendment to s. 23.22(3)(a), Stats.:

22.22
~~22.23~~ (3) (a) The council shall make recommendations to the department for a system for classifying invasive species under the program established under sub. (2). The recommendations shall contain criteria for each classification to be used, the allowed activities associated with each classification, criteria for determining state priorities for controlling invasive species under each classification, and criteria for determining the types of actions to be taken in response to the introduction or spread of a native nonnative species under each classification.

This proposal would have no fiscal effect.

cc: Ron Martin – WT/2
Rick Prosis – LS/5



State of Wisconsin
2005 - 2006 LEGISLATURE

RMR
LRB-0995/1
MGG:.....
Wlj

(soon)

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

GEN

- 1 AN ACT ...; **relating to:** a system of classifying invasive species (suggested as
2 remedial legislation by the Department of Natural Resources).

Analysis by the Legislative Reference Bureau

Under current law the Invasive Species Council must make recommendations to the Department of Natural Resources for a system for classifying invasive species for the statewide program that is established to control invasive species. Current law defines an invasive species to be a nonnative species whose introduction into the state causes or is likely to cause economic or environmental harm or harm to human health. Under current law a provision states that under the classification system there must be criteria for determining how to respond to the introduction or spread of native species. This bill corrects the terminology by changing "native species" to "invasive species".

For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: (This bill is a remedial legislation proposal, requested by the Department of Natural Resources and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4., stats.) (This bill is introduced by the Law Revision Committee under s. 13.83 (1) (c), stats.) After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill

makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

SECTION 1. 23.22 (3) (a) of the statutes is amended to read:

23.22 (3) (a) The council shall make recommendations to the department for a system for classifying invasive species under the program established under sub. (2). The recommendations shall contain criteria for each classification to be used, the allowed activities associated with each classification, criteria for determining state priorities for controlling invasive species under each classification, and criteria for determining the types of actions to be taken in response to the introduction or spread of ~~a native~~ an invasive species under each classification.

History: 2001 a. 109 ss. 72t, 72xd; 2003 a. 33.

(END)



State of Wisconsin
2005 - 2006 LEGISLATURE

soon *soon*

LRB-0999/FL

MGG:cmh:jf

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Regen

- 1 **AN ACT to amend 29.927 (6) of the statutes; relating to:** boats and associated
2 tackle and equipment that are public nuisances under the fish and game laws
3 (suggested as remedial legislation by the Department of Natural Resources).

Analysis by the Legislative Reference Bureau

Under current law, certain fishing, hunting, and trapping equipment that are used in violation of the state's fish and game laws are declared to be public nuisances. If an item is a public nuisance, it may be seized by the Department of Natural Resources and may be confiscated by court order.

For a boat, or the tackle or equipment associated with it, current law does not include the modifying phrase that the boat, tackle, or equipment must be in violation of state law to be a public nuisance. This bill adds this phrase.

For further information, see the NOTE provided by the Law Revision Committee of the Joint Legislative Council.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Natural Resources and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor substantive changes in the statutes, and that these changes are desirable as a matter of public policy.

2 29.927 (6) Any boat, together with its tackle and equipment, used in violation
3 of this chapter.

4 (END)

Emery, Lynn

From: Veum, Rachel
Sent: Tuesday, January 31, 2006 10:50 AM
To: LRB.Legal
Cc: Dyke, Don; Rose, Laura
Subject: LRB-0989/1 and LRB-0999/1

Hello,

Please jacket LRB-0989/1 and LRB-0999/1 for introduction in the Senate?? If you have any questions, please feel free to contact me, Laura Rose, or Don Dyke. Thank you!

Rachel A. Veum

Wisconsin Legislative Council Staff
One East Main Street, Suite 401
Madison, WI 53703
(608) 266-1947
rachel.veum@legis.state.wi.us



State of Wisconsin
2005 - 2006 LEGISLATURE

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FNR
LRB-09957-1

MGG:wlj:jl
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soon

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Regen

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2 invasive species (suggested as remedial legislation by the Department of
3 Natural Resources).

Analysis by the Legislative Reference Bureau

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(END)

Northrop, Lori

From: Veum, Rachel
Sent: Thursday, February 02, 2006 2:49 PM
To: LRB.Legal
Cc: Dyke, Don; Rose, Laura
Subject: RE: LRB-0995/1, LRB-1006/2, LRB-1030/1

Hello,

Please jacket LRB-0995/1, LRB-1006/2, and LRB-1030/1 for introduction in the Senate. If you have any questions, please feel free to contact me, Laura Rose, or Don Dyke. Thank you!

Rachel A. Veum

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